

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

**OPERATING ENGINEERS LOCAL 139
HEALTH BENEFIT FUND, et al.,**

Plaintiff,

Case No. 09-C-44

-vs-

**TRACKS CUSTOM CRUSHING, INC.,
a Wisconsin corporation,**

Defendant.

and

PAYNE & DOLAN, INC.,

Garnishee Defendant.

TURN-OVER ORDER

This matter coming on to be heard upon the Motion of Plaintiffs for entry of a turn-over order against Garnishee-Defendant, Payne & Dolan, Inc., and the Court being fully advised in the premises, FINDS:

1. On May 6, 2009, judgment was entered by the Honorable Rudolph T. Randa in favor of Plaintiffs and against Defendant, Tracks Custom Crushing, Inc., in the amount of \$68,534.13.
2. On November 11, 2009, Plaintiffs caused a Garnishment Summons and Complaint for Non-Earnings to be served on Garnishee Defendant, Payne & Dolan, Inc.

3. On November 16, 2009, Garnishee Defendant answered Plaintiffs' Garnishment Summons and Complaint indicating that it was in possession of \$1,645.90, which was then due and owing to Defendant, Tracks Custom Crushing, Inc.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED.

Plaintiffs have and recover from the Garnishee-Defendant, Payne & Dolan, Inc., the sum of \$1,645.90.

Dated at Milwaukee, Wisconsin, this 13th day of May, 2010.

SO ORDERED,

s/ Rudolph T. Randa

**HON. RUDOLPH T. RANDA
U.S. District Judge**